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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted With Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	149459.00002
First Named Inventor	Bodo Gerold
COMPLETE IF KNOWN	
Application Number	TBA
Filing Date	TBA
Art Unit	TBA
Examiner Name	TBA

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

RADIO-OPAQUE MARKER FOR MEDICAL IMPLANTS

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) 09/07/2004 as United States Application Number or PCT International

Application Number PCT/EP2004/010081 and was amended on (MM/DD/YYYY) 06/22/06 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
103 61 942.9	DE	12/24/2003	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

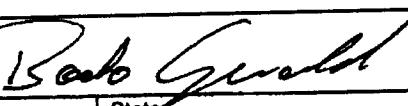
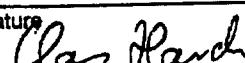
Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to:		<input checked="" type="checkbox"/> The address associated with Customer Number:	25207	OR <input type="checkbox"/>	Correspondence address below
<p>Name Jason A. Bernstein, Powell Goldstein LLP</p> <p>Address 1201 West Peachtree Street, NW</p> <p>City Atlanta State Georgia ZIP 30309-3488</p> <p>Country Telephone Email</p>					
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>					
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) Bodo			Family Name or Surname Gerold		
Inventor's Signature 				Date 18th May 2006	
Residence: City Zellingen	State	Country Germany	Citizenship German		
<p>Mailing Address Thüngenerstrasse 38a</p>					
City Zellingen	State	Zip 91225	Country Germany		
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any]) Claus			Family Name or Surname Harder		
Inventor's Signature 				Date May 22, 2006	
Residence: City Uttenreuth	State	Country Germany	Citizenship German		
<p>Mailing Address Memelstrasse 7</p>					
City Uttenreuth	State	Zip 91080	Country Germany		
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the 1 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.					

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ADDITIONAL INVENTOR(S)
Supplemental Sheet

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DECLARATION

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Bernd		Haublein (deceased)	
Inventor's Signature		Date	
Hannover	State	Germany	German
Residence: City		Country	Citizenship
Albrechtstrasse 2			
Mailing Address			
Hannover	State	D - 30627	Germany
City		Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Heinz	Möller		
Inventor's Signature			Date
Erlangen	State	Germany	German
Residence: City		Country	Citizenship
Stubenlochstrasse 14d			
Mailing Address			
Erlangen	State	91054	Germany
City		Zip	Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature			Date
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country

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DECLARATION Supplemental Sheet
For Legal Representatives (35 U.S.C. 117) On Behalf of A Deceased or Incapacitated Inventor

Enter Deceased or Incapacitated Inventor's Name Bernd Heublein Page 1 of 1

Name of Legal Representative:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any)) <u>Eva</u>		Family Name or Surname <u>Heublein</u>	
Legal Representative's Signature <u>Eva Heublein</u>		Date <u>15th April 2007</u>	
Residence: City <u>Coburg</u>	State <u>Wassergasse 4</u>	Country <u>Germany</u>	Citizenship <u>German</u>
Mailing Address <u>Wassergasse 4</u>			
Mailing Address <u>Coburg</u>	State <u>City</u>	Zip <u>96450</u>	Country <u>Germany</u>
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any)) <u>Nora</u>		Family Name or Surname <u>Heublein</u>	
Legal Representative's Signature <u>Nora Heublein</u>		Date <u>April 17th, 2007</u>	
Residence: City <u>Koeln</u>	State <u>Ostlandstrasse 50</u>	Country <u>Germany</u>	Citizenship <u>German</u>
Mailing Address <u>Ostlandstrasse 50</u>			
Mailing Address <u>Koeln</u>	State <u>City</u>	Zip <u>50858</u>	Country <u>Germany</u>
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any)) <u>Christoph</u>		Family Name or Surname <u>Heublein</u>	
Legal Representative's Signature <u>Christoph Heublein</u>		Date <u>15th April 2007</u>	
Residence: City <u>Hannover</u>	State <u>Albrechtstrasse 2</u>	Country <u>Germany</u>	Citizenship <u>German</u>
Mailing Address <u>Albrechtstrasse 2</u>			
Mailing Address <u>Hannover</u>	State <u>City</u>	Zip <u>30627</u>	Country <u>Germany</u>

This collection of information is required by 35 U.S.C. 117 and 37 CFR 1.42, 1.43, 1.63 and 1.64(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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